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Box AF, Assistant Commissioner for Patents  
Washington, D.C. 20231

On April 9, 2002

TOWNSEND and TOWNSEND and CREW LLP

By: Jo Ann Daniels

AMENDMENT UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE -  
EXAMINING GROUP 1652

PATENT  
Attorney Docket No.: 019957-012910US

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APR 18 2002

TECH CENTER 1600/2900

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

MICHEL GILBERT et al.

Application No.: 09/211,691

Filed: December 14, 1998

For: FUSION PROTEINS FOR USE IN  
ENZYMATIC SYNTHESIS OF  
OLIGOSACCHARIDES

Examiner: Rao, Manjunath

AMENDMENT UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE EXAMINING  
GROUP 1652

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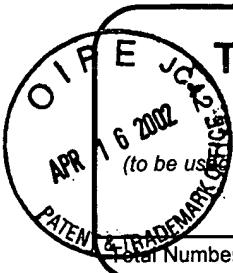
**Box AF**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This communication is responsive to the Final Office Action mailed November 9, 2001. A response to the Office Action was due on February 9, 2002. Therefore, a petition to extend the time for response for 2 months, from February 9, 2002 to April 9, 2002, is submitted herewith.

Applicants respectfully request the finality of the above-referenced Office Action be withdrawn and that the following amendments be entered and considered. Applicants mailed a preliminary response to a previous Office Action on October 29, 2001 and believe it was not timely received by the USPTO because of difficulties with mail delivery at that time. In a telephone conversation on March 15, 2002, Examiner Rao

SAP  
7600

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission **4**Application Number **09/211,691**Filing Date **December 14, 1998**First Named Inventor **Gilbert, Michel**Group Art Unit **1652**Examiner Name **Rao, Manjunath**

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Attorney Docket Number **019957-012910US**

## ENCLOSURES (check all that apply)

 Fee Transmittal Form Fee Attached Amendment / Response After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 Assignment Papers  
(for an Application) Drawing(s) Licensing-related Papers Petition Routing Slip (PTO/SB/69) and Accompanying Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s) After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s)  
(please identify below):

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Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm and Individual name

Townsend and Townsend and Crew LLP

Kevin L. Bastian

Reg. No. 34,774

Signature

Date

April 9, 2002

## CERTIFICATE OF MAILING

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April 9, 2002

Typed or printed name

Jo Ann Honcik Dallara

Signature

Date

April 9, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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